

## AGENDA BILL

Beaverton City Council  
Beaverton, Oregon

**SUBJECT:** Bid Award – Erickson Creek at Farmington  
Road and Menlo Drive Natural Area, CIP  
8074

**FOR AGENDA OF:** 03-29-11 **BILL NO:** 11053

**Mayor's Approval:** *RME (mar)*

**DEPARTMENT OF ORIGIN:** Economic & Capital  
Development *B*

**DATE SUBMITTED:** 03-10-11

**CLEARANCES:** City Attorney *US*  
Purchasing *James M. Hall*  
Finance *Patricia*  
Engineering *Baughman*  
CAO *RME*

**PROCEEDING:** CONSENT AGENDA  
(CONTRACT REVIEW BOARD)

**EXHIBITS:** 1. Map/Project Data Sheet  
2. Bid Summary  
3. Funding Plan

### **BUDGET IMPACT**

EXPENDITURE REQUIRED	AMOUNT \$384,679.50*	BUDGETED *	APPROPRIATION REQUIRED	\$0
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\* See attached Funding Plan (Exhibit 3)

### **RECOMMENDED ACTION:**

City Council, acting as Contract Review Board, awards the contract for the Erickson Creek at Farmington Road and Menlo Drive Natural Area to Oregon Underground, in the amount of \$384,679.50, in a form approved by the City Attorney, as the lowest responsive bid received; and, declare the bids received from SubCom Excavation and R&R Contractors to be unresponsive for their failure to submit a construction schedule as required by the invitation to bid.

### **HISTORICAL PERSPECTIVE:**

The Beaverton Creek at Farmington Road and Menlo Drive Natural Area Project is included in the FY 2010-11 and FY 2011-12 Capital Improvements Plans (CIP) under CIP Project Number 8074 (Exhibit 1). Project design was completed in FY 2010/11 and construction was planned for FY2010/11 and FY2011/12.

The purpose of the Erickson Creek at Farmington Rd/Menlo Dr Natural Area Project is to construct a "natural green space" in a neighborhood setting. The natural area will consist of two ponds adjacent to Erickson Creek and associated plantings on two City-owned tax lots (1S116AC04600 and 1S116AC04700).

In 2007 the City and Metro approved the Erickson Creek at Farmington Rd/Menlo Dr Natural Area project (CIP8074) as a Nature in the Neighborhoods (NIN) project. Metro allocated \$779,000 in NIN bond measure funds to the project.

In May 2008 the project, with NIN funding, purchased 12,300 SF (0.28 acres) from the owner of tax lot 1S116AC04700. In August 2009 the project, also with NIN funding, purchased the remaining 17,341 square feet of the tax lot.

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In 2010 the two homes on tax lot 1S116AC04700 were removed as well as a 550 gallon heating oil tank.

The City match to complete the project is approximately \$329,000. The Beaverton Creek Channel Enhancement (Hocken Ave - Cedar Hills Blvd), completed in September 2008, is an example NIN project that also required City matching funds.

**INFORMATION FOR CONSIDERATION:**

The invitation for bid was advertised in the *Daily Journal of Commerce* on January 14, 2011. A mandatory pre-bid meeting was held on February 3, 2011. Twenty three (23) prime contractors attended the pre-bid meeting. Nine (9) bids were received and opened on March 3, 2011 at 2:00 p.m. in the Finance Department conference room (Exhibit 2). Oregon Underground of Clackamas, Oregon, submitted the lowest bid in the amount of \$384,679.50. The overall bid amount is \$93,543 or 19.6% less than the Engineer's Estimate.

The staff reviewed the qualifications of Oregon Underground and investigated its performance with three previous customers from recent projects. It received satisfactory marks from all customers. Recent projects completed by Oregon Underground within the City include the West Slope Sanitary Sewer Improvements (CIP 6018) project in 2010. Staff finds Oregon Underground has satisfied the bid requirements to construct the natural area project.

With City Council approval of the bid award, a Notice to Proceed (NTP) would be issued to the contractor on or about May 2, 2011. The project contract requires substantial completion, which includes all work other than punch-list corrections and final cleanup, within 103 calendar days of the NTP. This means the estimated substantial completion date of the project is August 12, 2011.

## Storm

**Project Description:** Construct a greenspaces natural area in a neighborhood setting on 1.35 acres along Erickson Creek at the southeast corner of Farmington Rd/Menlo Dr. This project is included in the Nature in the Neighborhood Metro bond measure that was approved in 2006.

PROJECT NO.  
8074

MURRAY BLVD

142ND AVE

141ST AVE

139TH AVE

MENLO DR

EICHLER PARK

FARMINGTON RD

2ND ST

ERICKSON CREEK

FAIRMOUNT DR

ERICKSON AVE

HOCKEN AVE

**Project Status:**

FY07-08: Completed IGA with Metro and acquired 12,299 SF of property adjacent to Erickson Creek from owner of TL1S116AC04700. FY08-09: Begin acquisition of remainder of property for tax lot 1S116AC04700. 6-1-09: City resolution approved that added \$360,000 in Greenspaces funds. FY09-10: Complete property acquisition and project design, obtain permits and land use approval, and award project. 8-11-09: The remainder of tax lot 1S116AC04700 (4670 SW Fairmount Dr) was acquired. 12-31-09: Design complete. Jan/Feb 2010: two homes were demolished and 550 gallon heating oil tank was removed. CWS Service Provider Letter was approved 10-18-10. Beaverton Design Review Compliance application was approved 11-2-10. Bid documents were completed 11-24-10. Project advertised 1-14-11. Bids opened 3-3-11. Oregon Underground low bidder. Council awarded 3-29-11. May-Aug 2011: Construct project.

<u>Estimated Project Cost:</u>	\$675,000
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First Year Budgeted: FY07/08

**Funding Data:**

<u>Project No.</u>	<u>Fund No.</u>	<u>Fund Name</u>	<u>Amount</u>	<u>FY</u>
8074	3950	Storm Maint/Replacement	\$174,000	FY2010/11E
	3220	Metro	(\$193,000)	FY2011/12
	3950	Storm Maint/Replacement	\$256,000	FY2011/12
		<b>Total for FY:</b>	<b>\$237,000</b>	

**CITY OF BEAVERTON  
BID SUMMARY  
ERICKSON CREEK AT FAMINGTON RD & MENLO DR NATURAL AREA #2543-11B**

TO: Mayor & City Council  
FROM: Purchasing Division

SUBJECT: Bid Opening

Bids were opened at 2:00 PM on March 3, 2011 in the **FINANCE CONFERENCE ROOM**

Witnessed by: Jim Brink, Project Engineer and Terry Muralt, Purchasing Agent

VENDOR NAME CITY, STATE	Bid Proposal Bid Bond	Acknow Addenda	Man Pre-Bid	Const. Sch.	Customer Ack.	Bidder Responsibility Form	GRAND TOTAL BID AMOUNT
Oregon Underground Clackamas, OR	X	X	X	X	X	X	\$384,679.50
Eagle Elsner Tigard, OR	X	X	X	X	X	X	\$417,719.10
SubCom Excavation Hillsboro, OR	X	X	X	*No	X	X	\$420,297.13
Lyda Excavating Banks, OR	X	X	X	X	X	X	\$428,997.00
D & T Excavating Wilsonville, OR	X	X	X	X	X	X	\$438,064.47
Banzer Construction Salem, OR	X	X	X	X	X	X	\$449,482.26
R & R General Contractors Wilsonville, OR	X	X	X	*No	X	X	\$457,063.85
Landis & Landis Marylhurst, OR	X	X	X	X	X	X	\$460,809.35
BCI Contracting Portland, OR	X	X	X	X	X	X	\$573,149.75

\*Non-Responsive

The Purchasing process has been confirmed.

Signed: *Terry L. Muralt*  
Purchasing Division-Finance Dept.

The above amounts have been checked: YES NO

Date: 3/3/11

Funding Plan - Erickson Creek at Farmington Road and Menlo Drive Natural Area Project (CIP 8074)									
Fund Number and Name	FY2010-11			FY2011-12			Project Cost As Bid (1)	Engineer's Estimate	
	Fund Budget Remaining	Project Construction Budget	Estimated Project Spending (2)	Proposed Fund Construction Budget	Proposed Project Construction Budget	Estimated Project Spending (2)			
513-75-3950-682									
Storm Maintenance & Replacement	\$1,443,240	\$174,000	\$159,000	\$1,201,500	\$332,000	\$225,680	\$384,680	\$478,223	
Totals		\$174,000	\$159,000		\$332,000	\$225,680	\$384,680	\$478,223	
(1) Metro will reimburse City up to \$193,000 (estimated remaining amount of bond funding available to project)									
(2) Based on Oregon Underground project schedule dated 3-3-2011									

